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In re Application of :
Angelopoulos, et al. :
Application No. 09/727,615 :
Filed: December 1, 2000 :
Attorney Docket No. YOR919960050US3 :

OFFICE OF PETITIONS
ON PETITION

This is a decision on the petition under 37 CFR 1.181, filed February 9, 2006, requesting that the Office withdraw the holding of abandonment of the above-identified application.

The petition under 37 CFR 1.181 is **DISMISSED**.

Any further petition to revive the above-identified application must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. This is **not** final agency action within the meaning of 5 U.S.C. § 704.

This application was held abandoned for failure to reply to the final Office action, mailed May 20, 2005, which set an extendable three month period for reply. No extensions of time being obtained and no reply being received in the Office, the application became abandoned on August 21, 2005. A Notice of Abandonment was mailed on December 5, 2005.

The Office did not withdraw the May 20, 2005 final Office action. Applicants were given an extendable three month period to reply. Applicants allowed the time period for reply to elapse and then argued against the grounds for rejection stated in the May 20, 2005 final Office action. Applicants responded too late. The application did become abandoned. The petition to withdraw the holding of abandonment is dismissed.

Petitioners are strongly encouraged to file a petition to revive under the unintentional standard of 37 CFR 1.137(b).


Further correspondence with respect to this matter should be addressed as follows:

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Telephone inquiries pertaining to this decision may be directed to the undersigned at (571) 272-3230.


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